

CRIMINAL PROCEEDINGS — U.S. DISTRICT COURT, EASTERN DISTRICT OF VA, RICHMOND DIVISION

JUDGE: NOVAK

DOCKET NO. 3:16MJ294(DJN)

REPORTER: FTR

DATE: 12-20-16

UNITED STATES OF AMERICA

COUNSEL

v.

1. Nehemyah H. PENN

1. MARY E. MAGUIRE

2. _____

2. _____

APPEARANCES:

GOVERNMENT Peter S. DUFFEY (✓)
 DEFENDANT WITH COUNSEL (✓) DEFENDANT WITHOUT COUNSEL ()
 DEFENDANT NOT PRESENT () WAIVER OF APPEARANCE FILED ()
 INTERPRETER _____ ()

BAIL STATUS:

DEFENDANT ON BOND () DEFENDANT INCARCERATED (✓) BOND NOT SET ()

TYPE OF PROCEEDINGS:

INITIAL () ARRAIGNMENT () REARRAIGNMENT/GUILTY PLEA ()
 PRELIMINARY (✓) DETENTION (✓) MOTIONS () OTHER: _____ ()
 INITIAL ON SUPERVISED RELEASE VIOLATION: PROBATION () PRETRIAL ()

PRELIMINARY PROCEEDINGS:

WAIVER OF INDICTMENT EXECUTED, FILED ()
 CRIMINAL INFORMATION FILED ()
 OTHER () _____

INITIAL HEARING PROCEEDINGS:

DATE OF ARREST: _____ GOVT'S MOTION TO UNSEAL ()
 INITIAL APPEARANCE ()
 INITIAL APPEARANCE (SUPERVISED RELEASE/PROBATION) ()
 COURT SUMMARIZED CHARGES () DEFT. ADVISED OF RULE 5 RIGHTS ()
 FINANCIAL AFFIDAVIT (✓) COUNSEL TO BE APPOINTED (✓) REAFFIRMED
 DEFT TO RETAIN COUNSEL ()
 GOVT'S MOTION TO DETAIN DEFT () ORDER OF TEMPORARY DETENTION ()
 DEFT REMANDED () DETENTION HEARING SET: _____

PRELIMINARY HEARING PROCEEDINGS:

GOVT ADDUCED EVIDENCE (✓) DEFT ADDUCED EVIDENCE ()
 ARGUMENTS HEARD (✓) FINDINGS STATED FROM BENCH (✓)
 DEFT WAIVED HEARING () PROBABLE CAUSE FOUND (✓)
 MOTION FOR CONTINUANCE () GOVT () DEFT ()
 WITNESS(ES) Adam J. Ullery, Special Agent ATF

Court finds PC.

DETENTION HEARING PROCEEDINGS:

GOVT ADDUCED EVIDENCE () DEFT ADDUCED EVIDENCE ()
 ARGUMENTS HEARD (✓) FINDINGS STATED FROM BENCH (✓)
 DEFT WAIVED HEARING () DEFENDANT CONTINUED ON PRESENT BOND ()
 DEFT HELD W/O BOND () FLIGHT RISK () DANGER ()
 DEFENDANT RELEASED ON PR BOND () ELECTRONIC MONITORING ()
 3rd PARTY CUSTODIAN () MOTION FOR CONTINUANCE () GOVT () DEFT ()
 DEFT REMANDED (✓)
 WITNESS(ES) continued 12-23-16 at 9:00 AM

CASE CONTINUED TO:

_____, 20__ AT _____ M. FOR _____

CASE SET:

3:30

BEGAN:

3:34

ENDED:

4:10

TIME IN COURT:

36